

REMARKS

The Examiner's finding that claims 8 and 9 as allowable is noted with appreciation.

The Examiner has rejected claims 1-4 and 6 as anticipated by Yang et al. (US6839452) and has rejected claim 5 as obvious over Yang et al in view of Kuno et al. (US5243218) and claim 7 as obvious over Yang et al in view of Karellas et al (US 2003/0169847). The Examiner has found the declaration of Mark Massie filed with the response of 08/30/2007 as ineffective to overcome the Yang reference as failing to demonstrate diligence in pursuing the present application. Claims 1-7 have been cancelled in the present application without prejudice to filing of a continuation application to demonstrate with additional evidence diligence on the part of the inventors in pursuing their patent application for protection of the current invention to successfully swear behind the Yang reference.

The applicants believe that all claims now pending in the application are in condition for allowance and action by the Examiner in that regard is requested.

Respectfully submitted,

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